# **Request for Reconsideration after Final Action**

#### The table below presents the data as entered.

Input Field	Entered	
SERIAL NUMBER	86736367	
LAW OFFICE ASSIGNED	LAW OFFICE 105	
MARK SECTION		
MARK	https://tmng-al.uspto.gov/resting2/api/img/86736367/large	
LITERAL ELEMENT	SMART RECIPE	
STANDARD CHARACTERS	YES	
USPTO-GENERATED IMAGE	YES	
MARK STATEMENT	The mark consists of standard characters, without claim to any particular font style, size or color.	
MARK STATEMENT	The mark consists of standard characters, without claim to any particular font style, size or color.	

#### ARGUMENT(S)

SECTION 2(E)(1) - MERELY DESCRIPTIVE REFUSAL: Applicant's SMART RECIPE mark is refused registration under section 2(e)(1) as being merely descriptive of a feature or characteristic of Applicant's goods. Applicant respectfully disagrees, but to advance prosecution of the application, Applicant seeks herein to amend the application to seek registration of the mark on the Supplemental Register based on its Section 44(e) basis, also amended in this Response. In view of the foregoing, Applicant respectfully requests that the refusal under Section 2(e) (1) be withdrawn.

#### GOODS AND/OR SERVICES SECTION (current)

INTERNATIONAL CLASS 009

#### DESCRIPTION

Computer application software for mobile phones, namely, software for controlling and monitoring electric cooking appliances; Computer software for mobile phones, namely, software for receiving and transmission of recipes and information in the fields of food, cooking, wine, dining, entertaining, allergies, nutrition and beverages; Computer application software for mobile phones, namely, software for receiving and transmission of recipes and information in the fields of food, cooking, wine, dining, entertaining, allergies, nutrition and beverages; Downloadable computer programs for providing, discovering, accessing and sharing recipes and information in the fields of food, cooking, wine, dining, entertaining, allergies, nutrition and beverages; Operating system programs; Computer application software for smartphones and tablet computers, namely, software for receiving and transmission of recipes and information in the fields of food, cooking, wine, dining, entertaining, allergies, nutrition and beverages; Computers; Computer software for controlling and monitoring electric cooking appliances; Smart phones; Portable communications apparatus, namely, telephone handsets, walkie-talkies, satellite telephones and personal digital assistants (PDA); Audio electronic components, namely, surround sound system; Apparatus for the recording, transmission or reproduction of sound and images; Television receivers; Wearable smart phones; Mobile phone cases; Portable vibration speakers; Portable chargers for mobile phones; Ear phones; Wireless headphones; Wireless cellular phone headsets

FILING BASIS Section 1(b)

#### GOODS AND/OR SERVICES SECTION (proposed)

INTERNATIONAL CLASS 009

#### DESCRIPTION

Computer application software for mobile phones, namely, software for controlling and monitoring electric cooking appliances; Computer software for mobile phones, namely, software for receiving and transmission of recipes and information in the fields of food, cooking, wine, dining, entertaining, allergies, nutrition and beverages; Computer application software for mobile phones, namely, software for receiving and transmission of recipes and information in the fields of food, cooking, wine, dining, entertaining, allergies, nutrition and beverages; Downloadable computer programs for providing, discovering, accessing and sharing recipes and information in the fields of food, cooking, wine, dining, entertaining, allergies, nutrition and beverages; Operating system programs; Computer application software for smartphones and

tablet computers, namely, software for receiving and transmission of recipes and information in the fields of food, cooking, wine, dining, entertaining, allergies, nutrition and beverages; Computers; Computer software for controlling and monitoring electric cooking appliances; Smart phones; Portable communications apparatus, namely, telephone handsets, walkie-talkies, satellite telephones and personal digital assistants (PDA); Audio electronic components, namely, surround sound system; Apparatus for the recording, transmission or reproduction of sound and images; Television receivers; Wearable smart phones; Mobile phone cases; Portable vibration speakers; Portable chargers for mobile phones; Ear phones; Wireless headphones; Wireless cellular phone headsets

mobile phones; Ear phones; Wireless headphones; Wireless cellular phone headsets			
FILING BASIS	Section 1(b)		
FILING BASIS	Section 44(e)		
FOREIGN REGISTRATION NUMBER	1138027		
FOREIGN REGISTRATION COUNTRY	Korea, South		
FOREIGN REGISTRATION DATE	10/22/2015		
FOREIGN EXPIRATION DATE	10/22/2025		
FOREIGN REGISTRATION FILE	E NAME(S)		
ORIGINAL PDF FILE	FRU0-1923513968-135918549ified_copy_of_register_for_Korean_Trademark_RegNO1138027.pdf		
CONVERTED PDF FILE(S) (2 pages)	\\\TICRS\EXPORT17\IMAGEOUT17\867\363\86736367\xml1\RFR0002.JPG		
	\\\TICRS\EXPORT17\IMAGEOUT17\867\363\86736367\xml1\RFR0003.JPG		
ORIGINAL PDF FILE	FRU0-1923513968-135918549ranslation_of_register_for_Korean_Trademark_RegNO1138027.pdf		
CONVERTED PDF FILE(S) (2 pages)	\\\TICRS\EXPORT17\IMAGEOUT17\867\363\86736367\xml1\RFR0004.JPG		
	\\\TICRS\EXPORT17\IMAGEOUT17\867\363\86736367\xml1\RFR0005.JPG		
STANDARD CHARACTERS	YES		
OR EQUIVALENT			
ADDITIONAL STATEMENTS	SECTION		
	SECTION  The applicant seeks registration of the mark on the Supplemental Register (i.e., a change of the words 'Principal Register' to 'Supplemental Register'). NOTE: The applicant has separately filed an Allegation of Use, to change the basis of this application from Section 1(b), intent-to-use, to Section 1(a), use in commerce.		
ADDITIONAL STATEMENTS	The applicant seeks registration of the mark on the Supplemental Register (i.e., a change of the words 'Principal Register' to 'Supplemental Register'). NOTE: The applicant has separately filed an Allegation of Use, to change the basis of this application from Section 1(b), intent-to-use, to Section 1(a), use in		
ADDITIONAL STATEMENTS SUPPLEMENTAL REGISTER	The applicant seeks registration of the mark on the Supplemental Register (i.e., a change of the words 'Principal Register' to 'Supplemental Register'). NOTE: The applicant has separately filed an Allegation of Use, to change the basis of this application from Section 1(b), intent-to-use, to Section 1(a), use in commerce.  AMENDMENT TO REGISTRATION BASIS: Applicant respectfully requests that the basis be amended to Section 44(e) based on the South Korea Registration No. 1138027, a copy and a translation of which is submitted herewith. Applicant has had a bona fide and effective industrial or commercial establishment in South Korea as of the date of issuance of the foreign registration. Applicant believes that all requirements to establish the Section 44(e) basis have been satisfied and the Applicant respectfully requests that the Section 1(b) basis be deleted if the Section 44(e) basis, accepted by the Examining Attorney. SUPPLEMENTAL REGISTER: In reliance on the 44(e) basis, Applicant further requests that the application be amended to seek registration of the mark on the Supplemental Register. APPLICANT IS RELYING ON ITS 44(e) BASIS TO SATISFY THE REQUIREMENTS FOR SUPPLEMENTAL REGISTRATION AND IS NOT RELYING ON SECTION 1(a). Applicant has checked the box to indicate an Amendment to Allege Use is being filed solely for the purpose of circumventing the electronic filing system, which requires the box to be checked to amend the application to the Supplemental Register. REMARKS: Applicant has responded to all issues raised in the Office Action. There being no other issues raised in the Office Action, Applicant believes that the present Application is in condition for allowance. If the Examiner has any questions concerning this Application, the Examiner is requested to contact Robert J. Kenney or Lynde F. Herzbach		
ADDITIONAL STATEMENTS SUPPLEMENTAL REGISTER MISCELLANEOUS STATEMENT	The applicant seeks registration of the mark on the Supplemental Register (i.e., a change of the words 'Principal Register' to 'Supplemental Register'). NOTE: The applicant has separately filed an Allegation of Use, to change the basis of this application from Section 1(b), intent-to-use, to Section 1(a), use in commerce.  AMENDMENT TO REGISTRATION BASIS: Applicant respectfully requests that the basis be amended to Section 44(e) based on the South Korea Registration No. 1138027, a copy and a translation of which is submitted herewith. Applicant has had a bona fide and effective industrial or commercial establishment in South Korea as of the date of issuance of the foreign registration. Applicant believes that all requirements to establish the Section 44(e) basis have been satisfied and the Applicant respectfully requests that the Section 1(b) basis be deleted if the Section 44(e) basis, accepted by the Examining Attorney. SUPPLEMENTAL REGISTER: In reliance on the 44(e) basis, Applicant further requests that the application be amended to seek registration of the mark on the Supplemental Register. APPLICANT IS RELYING ON ITS 44(e) BASIS TO SATISFY THE REQUIREMENTS FOR SUPPLEMENTAL REGISTRATION AND IS NOT RELYING ON SECTION 1(a). Applicant has checked the box to indicate an Amendment to Allege Use is being filed solely for the purpose of circumventing the electronic filing system, which requires the box to be checked to amend the application to the Supplemental Register. REMARKS: Applicant has responded to all issues raised in the Office Action. There being no other issues raised in the Office Action, Applicant believes that the present Application is in condition for allowance. If the Examiner has any questions concerning this Application, the Examiner is requested to contact Robert J. Kenney or Lynde F. Herzbach		
ADDITIONAL STATEMENTS SUPPLEMENTAL REGISTER  MISCELLANEOUS STATEMENT  SIGNATURE SECTION	The applicant seeks registration of the mark on the Supplemental Register (i.e., a change of the words 'Principal Register' to 'Supplemental Register'). NOTE: The applicant has separately filed an Allegation of Use, to change the basis of this application from Section 1(b), intent-to-use, to Section 1(a), use in commerce.  AMENDMENT TO REGISTRATION BASIS: Applicant respectfully requests that the basis be amended to Section 44(e) based on the South Korea Registration No. 1138027, a copy and a translation of which is submitted herewith. Applicant has had a bona fide and effective industrial or commercial establishment in South Korea as of the date of issuance of the foreign registration. Applicant believes that all requirements to establish the Section 44(e) basis have been satisfied and the Applicant respectfully requests that the Section 1(b) basis be deleted if the Section 44(e) basis is accepted by the Examining Attorney. SUPPLEMENTAL REGISTER: In reliance on the 44(e) basis, Applicant further requests that the application be amended to seek registration of the mark on the Supplemental Register. APPLICANT IS RELYING ON ITS 44(e) BASIS TO SATISFY THE REQUIREMENTS FOR SUPPLEMENTAL REGISTRATION AND IS NOT RELYING ON SECTION 1(a). Applicant has checked the box to indicate an Amendment to Allege Use is being filed solely for the purpose of circumventing the electronic filing system, which requires the box to be checked to amend the application to the Supplemental Register. REMARKS: Applicant has responded to all issues raised in the Office Action. There being no other issues raised in the Office Action, Applicant believes that the present Application is in condition for allowance. If the Examiner has any questions concerning this Application, the Examiner is requested to contact Robert J. Kenney or Lynde F. Herzbach at (703) 205-8000 in the Washington, D.C. area.		

SIGNATORY'S POSITION	Attorney of Record, Virginia bar member	
SIGNATORY'S PHONE NUMBER	7032058000	
DATE SIGNED	01/16/2017	
RESPONSE SIGNATURE	/Robert J. Kenney/	
SIGNATORY'S NAME	Robert J. Kenney	
SIGNATORY'S POSITION	Attorney of Record, Virginia bar member	
SIGNATORY'S PHONE NUMBER	7032058000	
DATE SIGNED	01/16/2017	
AUTHORIZED SIGNATORY	YES	
CONCURRENT APPEAL NOTICE FILED	NO	
FILING INFORMATION SECTION		
SUBMIT DATE	Mon Jan 16 14:23:05 EST 2017	
TEAS STAMP	USPTO/RFR-XXX.XXX.XXX.XX-2 0170116142305793034-86736 367-580dbf658402446da5642 e7dbadd814b72e5d2fb6cc224 522f5955ec49adbdfdd38-N/A -N/A-20170116135918549255	

Under the Paperwork Reduction Act of 1995 no persons are required to respond to a collection of information unless it displays a valid OMB control number.

PTO Form 1980 (Rev 10/2011)

OMB No. 0857-0950 (Feb. 07/21/2017)

## **Request for Reconsideration after Final Action**

#### To the Commissioner for Trademarks:

Application serial no. **86736367** SMART RECIPE(Standard Characters, see https://tmng-al.uspto.gov/resting2/api/img/86736367/large) has been amended as follows:

#### **ARGUMENT(S)**

#### In response to the substantive refusal(s), please note the following:

SECTION 2(E)(1) - MERELY DESCRIPTIVE REFUSAL: Applicant's SMART RECIPE mark is refused registration under section 2(e)(1) as being merely descriptive of a feature or characteristic of Applicant's goods. Applicant respectfully disagrees, but to advance prosecution of the application, Applicant seeks herein to amend the application to seek registration of the mark on the Supplemental Register based on its Section 44(e) basis, also amended in this Response. In view of the foregoing, Applicant respectfully requests that the refusal under Section 2(e) (1) be withdrawn.

#### CLASSIFICATION AND LISTING OF GOODS/SERVICES

#### Applicant proposes to amend the following class of goods/services in the application:

Current: Class 009 for Computer application software for mobile phones, namely, software for controlling and monitoring electric cooking appliances; Computer software for mobile phones, namely, software for receiving and transmission of recipes and information in the fields of food, cooking, wine, dining, entertaining, allergies, nutrition and beverages; Computer application software for mobile phones, namely, software for receiving and transmission of recipes and information in the fields of food, cooking, wine, dining, entertaining, allergies, nutrition and beverages; Downloadable computer programs for providing, discovering, accessing and sharing recipes and information in the fields of food, cooking, wine, dining, entertaining, allergies, nutrition and beverages; Operating system programs; Computer application software for smartphones and tablet computers, namely, software for receiving and transmission of recipes and information in the fields of food, cooking, wine, dining, entertaining, allergies, nutrition and beverages; Computer software for controlling and monitoring electric cooking appliances; Smart phones; Portable communications apparatus, namely, telephone handsets, walkie-talkies, satellite telephones and personal

digital assistants (PDA); Audio electronic components, namely, surround sound system; Apparatus for the recording, transmission or reproduction of sound and images; Television receivers; Wearable smart phones; Mobile phone cases; Portable vibration speakers; Portable chargers for mobile phones; Ear phones; Wireless headphones; Wireless cellular phone headsets

Original Filing Basis:

Filing Basis: Section 1(b), Intent to Use: For a trademark or service mark application: As of the application filing date, the applicant had a bona fide intention, and was entitled, to use the mark in commerce on or in connection with the identified goods/services in the application. For a collective trademark, collective service mark, or collective membership mark application: As of the application filing date, the applicant had a bona fide intention, and was entitled, to exercise legitimate control over the use of the mark in commerce by members on or in connection with the identified goods/services/collective membership organization. For a certification mark application: As of the application filing date, the applicant had a bona fide intention, and was entitled, to exercise legitimate control over the use of the mark in commerce by authorized users in connection with the identified goods/services, and the applicant will not engage in the production or marketing of the goods/services to which the mark is applied, except to advertise or promote recognition of the certification program or of the goods/services that meet the certification standards of the applicant.

Proposed: Class 009 for Computer application software for mobile phones, namely, software for controlling and monitoring electric cooking appliances; Computer software for mobile phones, namely, software for receiving and transmission of recipes and information in the fields of food, cooking, wine, dining, entertaining, allergies, nutrition and beverages; Computer application software for mobile phones, namely, software for receiving and transmission of recipes and information in the fields of food, cooking, wine, dining, entertaining, allergies, nutrition and beverages; Downloadable computer programs for providing, discovering, accessing and sharing recipes and information in the fields of food, cooking, wine, dining, entertaining, allergies, nutrition and beverages; Operating system programs; Computer application software for smartphones and tablet computers, namely, software for receiving and transmission of recipes and information in the fields of food, cooking, wine, dining, entertaining, allergies, nutrition and beverages; Computers; Computer software for controlling and monitoring electric cooking appliances; Smart phones; Portable communications apparatus, namely, telephone handsets, walkie-talkies, satellite telephones and personal digital assistants (PDA); Audio electronic components, namely, surround sound system; Apparatus for the recording, transmission or reproduction of sound and images; Television receivers; Wearable smart phones; Mobile phone cases; Portable vibration speakers; Portable chargers for mobile phones; Ear phones; Wireless headphones; Wireless cellular phone headsets

Filing Basis: Section 1(b), Intent to Use: For a trademark or service mark application: As of the application filing date, the applicant had a bona fide intention, and was entitled, to use the mark in commerce on or in connection with the identified goods/services in the application. For a collective trademark, collective service mark, or collective membership mark application: As of the application filing date, the applicant had a bona fide intention, and was entitled, to exercise legitimate control over the use of the mark in commerce by members on or in connection with the identified goods/services/collective membership organization. For a certification mark application: As of the application filing date, the applicant had a bona fide intention, and was entitled, to exercise legitimate control over the use of the mark in commerce by authorized users in connection with the identified goods/services, and the applicant will not engage in the production or marketing of the goods/services to which the mark is applied, except to advertise or promote recognition of the certification program or of the goods/services that meet the certification standards of the applicant.

Filing Basis: Section 44(e), Based on Foreign Registration: For all applications: The applicant attaches a copy of [Korea, South registration number 1138027 registered 10/22/2015 with a renewal date of \_\_\_\_\_\_ and an expiration date of 10/22/2025 ], and translation thereof, if appropriate. For a trademark or service mark application: As of the application filing date, the applicant had a bona fide intention, and was entitled, to use the mark in commerce on or in connection with the identified goods/services. For a collective trademark, collective service mark, or collective membership mark application: As of the application filing date, the applicant had a bona fide intention, and was entitled, to exercise legitimate control over the use of the mark in commerce by members on or in connection with the identified goods/services, and the applicant will not engage in the production or marketing of the goods/services to which the mark is applied, except to advertise or promote recognition of the certification program or of the goods or services that meet the certification standards of the applicant.

#### **Original PDF file:**

FRU0-1923513968-135918549\_.\_ified\_copy\_of\_register\_for\_Korean\_Trademark\_Reg.\_NO.\_1138027.pdf

Converted PDF file(s) ( 2 pages)

Foreign Registration-1

Foreign Registration-2

### **Original PDF file:**

FRU0-1923513968-135918549\_. ranslation\_of\_register\_for\_Korean\_Trademark\_Reg\_\_NO\_\_1138027.pdf

**Converted PDF file(s)** ( 2 pages)

Foreign Registration-1

Foreign Registration-2

The foreign registration that is the basis of the U.S. application under §44(e) of the Trademark Act (15 U.S.C. §1126(e)) includes a claim of standard characters or the country of origin's standard character equivalent.

#### ADDITIONAL STATEMENTS

#### **Supplemental Register**

The applicant seeks registration of the mark on the Supplemental Register (i.e., a change of the words 'Principal Register' to 'Supplemental Register'). NOTE: The applicant has separately filed an Allegation of Use, to change the basis of this application from Section 1(b), intent-to-use, to Section 1(a), use in commerce.

#### **Miscellaneous Statement**

AMENDMENT TO REGISTRATION BASIS: Applicant respectfully requests that the basis be amended to Section 44(e) based on the South Korea Registration No. 1138027, a copy and a translation of which is submitted herewith. Applicant has had a bona fide and effective industrial or commercial establishment in South Korea as of the date of issuance of the foreign registration. Applicant believes that all requirements to establish the Section 44(e) basis have been satisfied and the Applicant respectfully requests that the Section 1(b) basis be deleted if the Section 44(e) basis is accepted by the Examining Attorney. SUPPLEMENTAL REGISTER: In reliance on the 44(e) basis, Applicant further requests that the application be amended to seek registration of the mark on the Supplemental Register. APPLICANT IS RELYING ON ITS 44(e) BASIS TO SATISFY THE REQUIREMENTS FOR SUPPLEMENTAL REGISTRATION AND IS NOT RELYING ON SECTION 1(a). Applicant has checked the box to indicate an Amendment to Allege Use is being filed solely for the purpose of circumventing the electronic filing system, which requires the box to be checked to amend the application to the Supplemental Register. REMARKS: Applicant has responded to all issues raised in the Office Action. There being no other issues raised in the Office Action, Applicant believes that the present Application is in condition for allowance. If the Examiner has any questions concerning this Application, the Examiner is requested to contact Robert J. Kenney or Lynde F. Herzbach at (703) 205-8000 in the Washington, D.C. area.

SIGNATURE(S) Declaration Signature

DECLARATION: The signatory being warned that willful false statements and the like are punishable by fine or imprisonment, or both, under 18 U.S.C. § 1001, and that such willful false statements and the like may jeopardize the validity of the application or submission or any registration resulting therefrom, declares that, if the applicant submitted the application or allegation of use (AOU) unsigned, all statements in the application or AOU and this submission based on the signatory's own knowledge are true, and all statements in the application or AOU and this submission made on information and belief are believed to be true.

STATEMENTS FOR UNSIGNED SECTION 1(a) APPLICATION/AOU: If the applicant filed an unsigned application under 15 U.S.C. §1051(a) or AOU under 15 U.S.C. §1051(c), the signatory additionally believes that: the applicant is the owner of the mark sought to be registered; the mark is in use in commerce and was in use in commerce as of the filing date of the application or AOU on or in connection with the goods/services/collective membership organization in the application or AOU; the original specimen(s), if applicable, shows the mark in use in commerce as of the filing date of the application or AOU on or in connection with the goods/services/collective membership organization in the application or AOU; for a collective trademark, collective service mark, collective membership mark application, or certification mark application, the applicant is exercising legitimate control over the use of the mark in commerce and was exercising legitimate control over the use of the mark in commerce as of the filing date of the application or AOU; for a certification mark application, the applicant is not engaged in the production or marketing of the goods/services to which the mark is applied, except to advertise or promote recognition of the certification program or of the goods/services that meet the certification standards of the applicant. To the best of the signatory's knowledge and belief, no other persons, except, if applicable, authorized users, members, and/or concurrent users, have the right to use the mark in commerce, either in the identical form or in such near resemblance as to be likely, when used on or in connection with the goods/services/collective membership organization of such other persons, to cause confusion or mistake, or to deceive.

#### STATEMENTS FOR UNSIGNED SECTION 1(b)/SECTION 44 APPLICATION AND FOR SECTION 66(a)

COLLECTIVE/CERTIFICATION MARK APPLICATION: If the applicant filed an unsigned application under 15 U.S.C. §§ 1051(b), 1126(d), and/or 1126(e), or filed a collective/certification mark application under 15 U.S.C. §1141f(a), the signatory additionally believes that: for a trademark or service mark application, the applicant is entitled to use the mark in commerce on or in connection with the goods/services specified in the application; the applicant has a bona fide intention to use the mark in commerce and had a bona fide intention to use the mark in commerce as of the application filing date; for a collective trademark, collective service mark, collective membership mark, or certification mark application, the applicant has a bona fide intention, and is entitled, to exercise legitimate control over the use of the mark in commerce and had a bona fide intention, and was entitled, to exercise legitimate control over the use of the application filing date; the signatory is properly authorized to execute the declaration on behalf of the applicant; for a certification mark application, the applicant will not engage in the production or marketing of the goods/services to which the mark is applied, except to advertise or promote recognition of the certification program or of the goods/services that meet the certification standards of the applicant. To the best of the signatory's knowledge and belief, no other persons, except, if applicable, authorized users, members, and/or concurrent users, have the right to use the mark in commerce, either in the identical form or in such near resemblance as to be likely, when used on or in connection with the goods/services/collective membership organization of such other persons, to cause confusion or mistake, or to deceive.

Signature: /Robert J. Kenney/ Date: 01/16/2017

Signatory's Name: Robert J. Kenney

Signatory's Position: Attorney of Record, Virginia bar member

Signatory's Phone Number: 7032058000

#### **Request for Reconsideration Signature**

Signature: /Robert J. Kenney/ Date: 01/16/2017

Signatory's Name: Robert J. Kenney

Signatory's Position: Attorney of Record, Virginia bar member

Signatory's Phone Number: 7032058000

The signatory has confirmed that he/she is an attorney who is a member in good standing of the bar of the highest court of a U.S. state, which includes the District of Columbia, Puerto Rico, and other federal territories and possessions; and he/she is currently the owner's/holder's attorney or an associate thereof; and to the best of his/her knowledge, if prior to his/her appointment another U.S. attorney or a Canadian attorney/agent not currently associated with his/her company/firm previously represented the owner/holder in this matter: (1) the owner/holder has filed or is concurrently filing a signed revocation of or substitute power of attorney with the USPTO; (2) the USPTO has granted the request of the prior representative to withdraw; (3) the owner/holder has filed a power of attorney appointing him/her in this matter; or (4) the owner's/holder's appointed U.S. attorney or Canadian attorney/agent has filed a power of attorney appointing him/her as an associate attorney in this matter.

The applicant is not filing a Notice of Appeal in conjunction with this Request for Reconsideration.

Serial Number: 86736367

Internet Transmission Date: Mon Jan 16 14:23:05 EST 2017

TEAS Stamp: USPTO/RFR-XXX.XXX.XXX.XXX-2017011614230579

 $3034-86736367-580 db f 658402446 da 5642 e 7 db a \\ dd 814b72 e 5 d2 f b 6 c c 224522 f 5955 e c 49 a db df dd 3$ 

8-N/A-N/A-20170116135918549255

발급번호 : 5-5-2016-081748917



# 상표등록원부

상 표 등 록 번 호 제 1138027 호

F -1	71	71 7
권	리	라 ]
1,77	اسا	

표시번호	등 록	사 항	상	丑
1번	1번 출원연월일	2015년 02월 12일		(**)
	출원번호	2015-0011659		
	공고연월일	2015년 07월 23일	Carrage I	) :
	공고번호	2015-0074890	Smart Recipe	Recipe
	등록결정(심결)연월일	2015년 10월 19일		
	상품류구분수	1		
	상표권의 취지	일반상표	. 7-1-7	
	상표권 설정등록일	2015년 10월 22일 등록		(5, 1 ) (8)
	존속기간(예정)만료일	2025년 10월 22일	\sightage (-2' \)	10 ( ) ( ) ( ) ( ) ( ) ( )
	지정상품	응용소프트위 용 프로그램 트웨어, 컴퓨 트폰, 휴대용 기록/전송 및 휴대폰케이스	l에 , 휴대폰용 소프트웨어 l에, 내려받기 가능한 컴퓨 , 스마트폰 및 태블릿 컴퓨 터, 컴퓨터소프트웨어(com 용 통신기계기구, 오디오 컴 는 재생용 장치, TV수신기 다, 휴대용 스피커(portable , 이어폰, 블루투스 헤드폰	터프로그램, 운영시스템 터용 어플리케이션 소프 outer software), 스마 포넌트, 음향 및 영상의, , 착용가능한 스마트폰, speakers), 휴대용 휴

# [ 상 표 등 록 료 란 ]

전액납부 10년분 (2015.10.22 ~ 2025.10.22) 금액 211,000 원 2015년 10월 22일 납입

# [ 상 표 권 자 란

(최종권리자) 일지전자 주식회사 (110111-\*\*\*\*\*\*\*) 서울특별시 영등포구 여의대로 128 (여의도동) 순위번호 등록 사 항 1번 (등록권리자) 일지전자 주식회사(110111-\*\*\*\*\*\*\*) 서울특별시 영등포구 여의대로 128 (여의도동)

> 이 등본(초본)은 등록원부와 틀림이 없음을 증명합니다. ( 제 000257076 호 )

발급일자 : 20161118

2016년 11월 18일

특 허 청





◆ 본 증명서는 인터넷으로 발급되었으며, 특허청 홈페이지(www.kipo.go.kr)의 '특허넷-온라인제증명발급'메뉴를 통해 발급번호 또는 문서하단의 바코드로 내용의 위ㆍ변조 여부를 확인해 주십시오. 단, 발급번호를 통한 확인은 90일까지 가능합니다.

발급일자 : 20161118

# **DECLARATION**

I, Kimoon Kim, hereby certify that I have provided a true English translation of KoreanTrademark Registration Number 1138027, completed to the best of my knowledge.

Name
Signature

# Trademark Register of the KIPO

Trademark Registration No. 1138027	
------------------------------------	--

### [Indication of Right]

Display No.	Matters		Trademark	
No. 1	Application Date	February 12, 2015		
	Application No.	2015-0011659		
	Publication Date	July 23, 2015		
	Publication No.	2015-0074890	Smart Recipe	
	Notice of Allowance Date	October 19, 2015	Smart Recipe	
	Number of Classes	1		
	Kind of Mark	Standard Mark		
	Registered Date	October 22, 2015		
	Expiration Date	October 22, 2025		
	Designated Goods or Services	Class 09 Computer application software; Computer software for mobile phones; Computer application software for mobile phones; Downloadable computer programs; Operating system programs; Application software for Smartphones and tablet computers; Computers; Computer software; Smart phones; Portable communications apparatus namely handsets, walkietalkies, satellite telephones and personal digital assistants [PDA]; Audio components; Apparatus for the recording/transmission or reproduction of sound and images; Television receivers; Wearable smart phones; Mobile phone cases; Portable speakers; Portable chargers for mobile phones; Ear phones; Wireless headphones; Wireless headsets		

## [Registration Fee]

Full Payment	10 Years	$(2015.10.22 \sim 2025.10.22)$	211,000won	October 22, 2015
--------------	----------	--------------------------------	------------	------------------

### [Indication of Registrant]

(Current Registrant)			
LG ELECTRO	LG ELECTRONICS INC. (110111-******)		
128, Yeoui-da	ero, Yeongdeungpo-gu, Seoul, Republic of Korea		
Ranking No.	Matters		
No. 1	(Registrant)		
	LG ELECTRONICS INC. (110111-******)		
	128, Yeoui-daero, Yeongdeungpo-gu, Seoul, Republic of Korea		
	October 22, 2015 Registered		

This is to certify that the original register is a certified copy from the records of the Korean Intellectual Property Office. (000257076)

November 18, 2016 COMMISSIONER